

**Yosef Abraham**

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**From:** Yosef Abraham  
**Sent:** Monday, May 18, 2015 8:12 AM  
**To:** Christopher Tebo  
**Cc:** Julie Ziemendorf; Raul Carrillo; Elisa Romero  
**Subject:** RE: Lithia: depositions of corporate representatives & continued deal file review

Good morning, Chris:

Please block June 9 and 10 for depositions; we will want to depose Ms. Rooper on the June 9. Please expect notices to issue in the near future, but understand nothing is set in stone until the depositions are noticed.

We will want to review deal files before Ms. Rooper's deposition. I will touch base with Mr. Zimmerman and follow up with you as soon as I can.

Best regards,

Yosef Abraham  
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**From:** Christopher Tebo [mailto:ctebo@hatchertebo.com]  
**Sent:** Sunday, May 17, 2015 3:16 PM  
**To:** Yosef Abraham  
**Cc:** Julie Ziemendorf; Raul Carrillo; Elisa Romero  
**Subject:** RE: Lithia: depositions of corporate representatives & continued deal file review

Dear Yosef,

Thank you for your message and for the clarification on the 30b6 deposition timing.

I have confirmed that Ms. Rooper has a long-scheduled family event happening on Sunday June 7; this event will prevent her from traveling to Las Cruces on that day (there are no late night flights out of Medford that can get her to LC for a Monday morning deposition). This means she will not be able to sit for a deposition on the 8<sup>th</sup> (Monday) but she is available on Tuesday (the 9<sup>th</sup>). Mr. Richardson on the other hand, is available to travel to LC on Sunday in order to sit for his deposition Monday morning.



I understand, however, from an email that Raul sent me on Friday, May 8, that Plaintiffs want to take Ms. Rooper's deposition first and your email reiterates this. Her Sunday obligation gets in the way of doing so if the 8<sup>th</sup> and 9<sup>th</sup> are the only two days proposed.

To this end, please consider one of the following options:

- 1 – Take Ms. Rooper's deposition after Mr. Richardson (i.e., Gary on the 8<sup>th</sup>, Laurie on the 9<sup>th</sup>), OR
- 2 – Shift the timing by one day, so that instead of doing them on the 8<sup>th</sup> and 9<sup>th</sup>, do them on the 9<sup>th</sup> and 10<sup>th</sup> with Laurie on the 9<sup>th</sup> and Gary on the 10<sup>th</sup>. I have a deposition already set in Roswell for the 10<sup>th</sup>, but I can have someone cover that (or reschedule it if necessary).

Please let me know how you prefer to proceed, given the above.

On the document review – I can arrange to be in LC on Sunday June 7<sup>th</sup> if you want to review them on that day prior to the 30(b)(6) depositions. We can start at 10 am and if you need to, go through closing until 6 pm. If, however, you want to keep your 8<sup>th</sup> and 9<sup>th</sup> dates available for the depositions (recognizing Ms. Rooper can't appear until the 9<sup>th</sup>), and you prefer to use the 10<sup>th</sup> as the day to review documents, I have similar flexibility on my Roswell depositions and we can do that as an alternative to the 7<sup>th</sup>. I would note for consideration and planning that Sunday has much less foot traffic (employee and customer) which might make for a better day to review documents.

But your call. Please just let me know one way or the other so I can plan accordingly.

Regards,  
Chris

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**From:** Yosef Abraham [<mailto:Yosef@carrillolaw.org>]  
**Sent:** Saturday, May 16, 2015 1:39 PM  
**To:** Christopher Tebo  
**Cc:** Julie Ziemendorf; Raul Carrillo; Elisa Romero  
**Subject:** Lithia: depositions of corporate representatives & continued deal file review

Dear Mr. Tebo:

We have blocked off June 8 and 9 for the depositions of Ms. Rooper and Mr. Richardson, respectively, and ask that you please do the same. Please keep in mind that continued review of deal files may be convenient for Mr. Zimmerman on June 7 and/or 10.

Best regards,

Yosef Abraham

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